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7 Attorneys for Defendant
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10 UNITED STATES DISTRICT COURT
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12 NORTHERN DISTRICT OF CALIFORNIA

13 MARCUS MAY,
14 Plaintiff,
15 v.
16 METROPOLITAN LIFE INSURANCE
COMPANY,
17 Defendant.

CASE NO. C 07-01660 MHP

**STIPULATION AND [PROPOSED]
ORDER EXTENDING TIME TO
COMPLETE MEDIATION AND
BRIEFING SCHEDULE**

18 Pursuant to Local Rules 6-2 and 7-12, the parties hereby stipulate:

19 WHEREAS plaintiff Marcus May and defendant Metropolitan Life Insurance Company,
20 were previously ordered to complete mediation within 90 days of the Court's Minute Order of
21 June 25, 2007;

22 WHEREAS the Court's Minute Order of June 25, 2007, also set a briefing schedule and
23 hearing date for cross motions for summary adjudication/standard of review in which the opening
24 motion briefs are due on October 9, 2007, opposition briefs are due on October 23, 2007, and a
25 hearing is set at 2:00 p.m. on November 5, 2007;

26 WHEREAS the parties (through counsel) diligently attempted to schedule the mediation
27 but had difficulty selecting a mutually agreeable mediator, and had multiple discussions
regarding a variety of mediators before finally agreeing on David Meadows;

28
SEDGWICK
DETERT, MORAN & ARNOLD LLP

1 WHEREAS the parties, counsel, and mediator have now agreed to a date of October 9,
2 2007, the earliest date that is mutually available;

3 WHEREAS there have been no prior extensions of the mediation deadline or of the cross-
4 motion deadlines in this action.

5 NOW, THEREFORE, the parties hereby stipulate to and mutually request that the Court
6 grant an extension of the deadline for completing the mediation to October 9, 2007, and grant an
7 extension of the briefing schedule and hearing date for cross motions for summary
8 adjudication/standard of review so that the opening motion briefs are due on October 30, 2007,
9 opposition briefs are due on November 13, 2007, and a hearing is set at 2:00 p.m. on November
10 27, 2007;

11 IT IS SO AGREED AND STIPULATED.

12 DATED: September 13, 2007 SEDGWICK, DETERT, MORAN & ARNOLD LLP

13
14
15 By: 
Rebecca A. Hull
Shawn M. Wrobel
Attorneys for Defendant
Metropolitan Life Insurance Company

16 DATED: September ___, 2007 LAW OFFICES OF P. RANDALL NOAH

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20 By: _____
P. Randall Noah
Attorney for Plaintiff
Marcus May

21 PURSUANT TO STIPULATION, IT IS SO ORDERED

22 DATED: 9/17/2007

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27 Hon. Marilyn H. Patel
United States District Judge



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13
14

15 By: _____

16 Rebecca A. Hull
17 Shawn M. Wrobel
18 Attorneys for Defendant
19 Metropolitan Life Insurance Company

20 DATED: September 13, 2007 LAW OFFICES OF P. RANDALL NOAH
21
22

23 By: _____

24 P. Randall Noah
25 Attorney for Plaintiff
26 Marcus May

27 PURSUANT TO STIPULATION, IT IS SO ORDERED.
28

29 DATED: _____

30 Hon. Marilyn H. Patel
31 United States District Judge